

smaller fish to return to the waters for growth and maturation ; and persons using seines, pound nets, fish baskets, fykes, traps or nets of any class or description that catch fish alive, shall immediately cull them and return the small fish to the waters of the place where they were taken.

1888, ch. 151.

**171.** No persons other than the *bona fide* residents of Kent and Queen Anne's counties, and who have been such for six months preceding the beginning of any fishing season, to wit, the first day of August, of any year, shall use any boat or trap of any kind or description used in catching fish in the said waters of Chester river and its tributaries in said counties; provided, however, that the waters of Chester river and its tributaries shall be used in common between the *bona fide* residents of said counties, to wit: those who have had a *bona fide* residence in either of said counties for six months before the first day of August, of any year, or the fishing season thereof; and provided also, that persons owning lands in said counties, on said river and its tributaries, shall have the right to rent or otherwise grant by written lease or contract, under hand and seal, to be filed and recorded in the clerk's office of the county where the lands lie, a certified copy of which, under the hand of the clerk and seal of his office, shall be evidence of the right to fish in the waters opposite the shores described thereon, to non-residents of said counties, the privilege of fishing in or opposite their shores during the fishing season, hereinbefore limited and fixed, under all the restrictions hereinbefore provided; and further provided, that the right to take fish with hook and line shall be allowed to all persons at all times.

Ibid.

**172.** Upon the information of any citizen of either of said counties, that he knows or verily believes that any person has violated any of the provisions of the four preceding sections, before any justice of the peace of Queen Anne's county, if the offence occurred in Eastern bay or its tributaries, within the jurisdictional limits of Queen Anne's county, or if the offence occurred in Chester river or any of its tributaries, before a justice of the peace of either of said counties, the said justice of the peace shall docket a case in the name of the State of Maryland, against such per-